

Peter W. Billings, A0330  
Gary E. Jubber, A1758  
FABIAN & CLENDENIN,  
A Professional Corporation  
215 South State, Suite 1200  
P.O. Box 510210  
Salt Lake City, Utah 84151  
Telephone: (801) 531-8900  
Facsimile: (801) 596-2814  
Attorneys for Official Committee of  
Unsecured Creditors

FILED IN THE  
UNITED STATES  
BANKRUPTCY COURT

2009 OCT 14 PM 1:51

DISTRICT OF UTAH

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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

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In re: SIMON TRANSPORTATION SERVICES, INC. Debtor.	Bankruptcy No. 02-22906 GEC Substantively Consolidated
In re: DICK SIMON TRUCKING, INC. Debtor.	(Bankruptcy No. 02-22907 GEC)
In re: Simon Terminal, LLC Debtor.	(Bankruptcy No. 02-24874 GEC)

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CHAPTER 11 QUARTERLY FINANCIAL REPORT  
For the Quarter July 1, 2009 - September 30, 2009

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This quarterly report is being filed in accordance with Section 2.2 of the Second Amended Joint Plan of Liquidation Dated December 27, 2002, which states:

"The Consolidated Estates will have the obligation to file quarterly reports with the United States Trustee showing disbursements and to pay quarterly fees based on these disbursements to the Office of the United States Trustee until a final decree is entered."

I declare under penalty of perjury that the following Quarterly Financial Report, and any attachments thereto, is true and correct to the best of my knowledge and belief.

Executed on:

10/9/09

By:

  
Gil A. Miller

Position: Accountant for Unsecured Creditors' Committee

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DEBTOR: Substantively Consolidated Estate of Simon Transportation Services, Inc.

CASE NO: 02C-22907, 02C-22906, 02C-24874

CASH RECEIPTS AND DISBURSEMENTS STATEMENT  
For the Quarter July 1, 2009 - September 30, 2009

CASH RECONCILIATION

1. Beginning Cash Balance (July 1, 2009)		<u>\$ 2,067,517</u>
2. Cash Receipts	<u>\$ 5,779</u>	
3. Cash Disbursements	<u>\$ (17,893)</u>	
4. Net Cash Flow		<u>\$ (12,113)</u>
5. Ending Cash Balance (September 30, 2009)		<u><u>\$ 2,055,404</u></u>

CASH SUMMARY - ENDING BALANCE

	<u>Amount</u>	<u>Financial Institution</u>
Regular Checking	<u>\$2,796</u>	<u>Zions Bank</u>
Money Market Account	<u>2,052,608</u>	<u>Zions Bank</u>
Total	<u><u>\$2,055,404</u></u>	
(must agree <u>with line 5</u> above)		

**Substantively Consolidated Estate of  
Simon Transportation Services, Inc.  
Cash Receipts & Disbursements Detail  
For the Quarter July 1, 2009 - September 30, 2009**

	Type	Date	Num	Name	Memo	Amount
<b>Cash Receipts &amp; Disbursements</b>						
<b>Cash Receipts</b>						
Interest Income						
	Deposit	07/31/2009		Zions First National Bank	Interest	2,003.51
	Deposit	08/31/2009		Zions First National Bank	Interest	1,920.60
	Deposit	09/30/2009		Zions First National Bank	Interest	1,854.92
						<u>5,779.03</u>
Total Interest Income						
<b>Settlement Income</b>						
						<u>0.00</u>
Total Other Income						
<b>True Up Proceeds</b>						
						<u>0.00</u>
Total True Up Proceeds						
<b>Total Cash Receipts</b>						<u>5,779.03</u>
<b>Cash Disbursements</b>						
<b>Professional Fees</b>						
<b>Accounting Fees &amp; Expenses</b>						
	Check	07/07/2009	1243	PricewaterhouseCoopers, LLP	Pro Fees 06/01/2008 - 04/30/2009	11,769.50
	Check	07/07/2009	1243	PricewaterhouseCoopers, LLP	Pro Expenses 06/01/2008 - 04/30/2009	126.57
						<u>11,896.07</u>
<b>Legal Fees &amp; Expenses</b>						
	Check	07/07/2009	1242	Fabian & Clendenin	Pro Fees 06/01/2008 - 06/11/2009	5,564.00
	Check	07/07/2009	1242	Fabian & Clendenin	Pro Expenses 06/01/2008 - 06/11/2009	107.44
						<u>5,671.44</u>
Total Legal Fees						
Total Professional Fees						<u>17,567.51</u>
<b>Bank Charges</b>						
						<u>0.00</u>
Total Bank Charges						
<b>US Trustee Fees</b>						
	Check	07/13/2009	1244	US Trustee	2nd Quarter 2009 U.S. Trustee Fees	325.00
Total US Trustee Fees						<u>325.00</u>
<b>Administrative expenses</b>						
						<u>0.00</u>
Total Administrative expenses						
						<u>17,892.51</u>
Total Cash Disbursements						<u>(12,113.48)</u>
<b>Net Cash Receipts &amp; Disbursements</b>						

DEBTOR: Substantively Consolidated Estate of Simon Transportation Services, Inc.

CASE NO: 02C-22907, 02C-22906, 02C-24874

QUARTERLY FEE SUMMARY(1)

Quarter Ended September 30, 2009

<u>Payment Date</u>	<u>Cash Disbursements(2)</u>	<u>Quarterly Fee Due</u>	<u>Check Number</u>	<u>Date</u>
1st Quarter	<u>\$ 325.00</u>	<u>\$325</u>	<u>1241</u>	<u>4/13/2009</u>
2nd Quarter	<u>\$ 325.00</u>	<u>\$325</u>	<u>1244</u>	<u>7/13/2009</u>
3rd Quarter	<u>\$ 17,893.00</u>	<u>\$650</u>	<u>1245</u>	<u>10/8/2009</u>
4th Quarter	<u></u>	<u></u>	<u></u>	<u></u>

(1) This summary is to reflect the current calendar year's information cumulative to the end of the reporting period.

(2) Should agree with line 3, FORM 2-B. Disbursements are net of transfers to other debtor in possession bank accounts.

## CHAPTER 11 QUARTERLY FEES

FEE SCHEDULE			
TOTAL QUARTERLY DISBURSEMENTS			QUARTERLY FEE
\$ -	TO \$ 14,999.99		\$ 325.00
15,000.00	TO 74,999.99		650.00
75,000.00	TO 149,999.99		975.00
150,000.00	TO 224,999.99		1,625.00
225,000.00	TO 299,999.99		1,950.00
300,000.00	TO 999,999.99		4,875.00
1,000,000.00	TO 1,999,999.99		6,500.00
2,000,000.00	TO 2,999,999.99		9,750.00
3,000,000.00	TO 4,999,999.99		10,400.00
5,000,000.00	TO 14,999,999.99		13,000.00
15,000,000.00	TO 29,999,999.99		20,000.00
30,000,000.00	OR MORE		30,000.00

Failure to pay the quarterly fee is cause for conversion or dismissal of the Chapter 11 case. [11 U.S.C. § 1112(b)(10)].

Checks are to be made payable to The United States Trustee and mailed to the address set forth below. Fees are not to be mailed or delivered to the local Office of the United States Trustee. If any check is returned "unpaid" for any reason, all subsequent payments must be made by way of cashier's check, certified check or money order

To ensure proper credit, it is imperative that the debtor in possession and Chapter 11 trustee write the case number on each check and remit the payment with the coupon provided with the quarterly billing. A separate check and coupon is required for each quarterly payment even if more than one quarterly fee is paid at the same time.

Send all payments to: UNITED STATES TRUSTEE PAYMENT CENTER  
P.O. Box 70937  
Charlotte, NC 28272-0937